

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office FEB 13 2006

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed MAR 13 2006

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The applicant **R. H. Russell & Associates, Inc.** hereby make an application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. **Salt Lake City, UT/October 1995**

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1. The source of the proposed appropriation is **Underground**
2. The amount of water applied for is **0.05** second-feet
  - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **mining and milling**
4. If use is for:
  - (a) Irrigation, state number of acres to be irrigated
  - (b) Stockwater, state number and kinds of animals to be watered
  - (c) Other use (describe fully under No. 12. "Remarks") **mining and milling**
  - (d) Power:
    - (1) Horsepower developed
    - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point **SE¼ of NW¼ in Section 26, T29N, R53E M.D.M. From well site proceed 2900 ft N 35° 53' W to the northwest corner of Section 26, T29N, R53E M.D.M**
6. Place of Use **W½ of Section 26, E½ of section 27, SW¼ of section 23, and SE¼ of section 22, all in T29N, R53E M.D.M.**
7. Use will begin about **January 1** and end about **December 31** of each year.
8. Description of proposed works **Well with pump and motor.**
9. Estimated cost of works **\$30,000 to \$50,000**
10. Estimated time required to construct works **one to four months**
11. Estimated time required to complete the application of water to beneficial use **one to three years**

12. Remarks: Initially, water from well will be hauled to mineral exploration drill sites and used as part of the drilling fluids to extract samples and cuttings from each exploration borehole. Water trucks with the capacity of 1000 to 3000 gallons will transport the water to drill sites. Approximately three to six loads may be used per day at six to seven days per week.

By s/Bruce W. Ycomans/Agent  
188 Lakeview Drive  
Stansbury Park, UT 84074

Compared sg/gkl lt/gkl

Protested \_\_\_\_\_

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

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The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.05 cubic feet per second, but not to exceed 13.81 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

July 31, 2007

Proof of completion of work shall be filed on or before:

August 31, 2007

Water must be placed to beneficial use on or before:

July 31, 2009

Proof of the application of water to beneficial use shall be filed on or before:

August 31, 2009

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 31st day of July, A.D. 2006

Tracy Taylor, P.E.  
State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed N/A \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_